GENERAL AND REVENUE SECRETARIAT.

File No. 138 of 1984

Serial Nos. 1 to 9 and 12 to 17

Part B. for August 07.

SUBJECT.

Missing cash chest belonging to the Principal Munsiffs' Court, Bangalore.

---

1. From the D.C. Bangalore. No 812 dt. 17.1.02 (Re
Submits a report received from the Bangalore
Dist. Jail Officer regarding a missing
cash chest of the Principal Munsiff's Ct.

2) To the Rgr No. Jl 1031 dt 21.1.02
Forwards copy of the report received with re
above for information, investigation & report

3) From the D.C. Bangalore. No. 202 dt 10.9.04. (R
GEB...8,000—7-4-07
States that on receipt of a report fr
the Asst Supdt of Police the reference re
missing Cash chest will be repl

GENERAL AND REVENUE SECRETA

~~The Finance~~

FILE HEADING.

missing Cash Chest Settlements
to the Municipal Treasurer

The Dy Comm

iary No. 1057

States that in receipt of a report
from the Asst Supdt of Police the
Reference re missing Cash Chest of the
Municipal Treasurer Central Bangalore with the
papers relating to.

The Dy Comm of the Bangalore
in his letter No 8124/17-1-02 Encloses
a copy of report received from the
Treasury officer Bangalore Dt:
about a missing Cash Chest

Serial No.

belonging to the Upper Circuit Ho.
Court Bangalore. The Accu
was forwarded to the Chief
for investigation & informat
(vide letter No. H 1031 D/21-1-02).
In letter No. H 1047 D/28.1.02 to the
D/Commr of the Bangalore Dl,
was observed that though more
than a week had elapsed, no
report was received and he was req
that the same be sent to him
further delay

The D/Commr. now repor
receipt of a reply from
Supdt of Police. The Ca
reference will be replied.
Submitted for orders. The

From the Dy Commr. Bangalore Dt.
No. S.281 dt 4.10.04

Submits a memo. by the Dy. Supt. Police giving a history of the missing cash chest and states that no progress has been made in the investigation of the case and that there seems to be no prospect of the cash chest being traced out.

The memo gives a full history of the case. The Dt. Supt. of Police is of opinion that, from the Police investigation, a strong suspicion exists against Subbanna, an official in the Treasury Asst Commr's office as being concerned in the theft of the cash chest. But no prima facie case of theft was made out against him and accordingly the City Magistrate ordered restoration of a jewel alleged to be one of the contents of the missing chest to the said Subbanna, in whose possession it was found. The Dt Supt of Police says

General and Revenue Secretariat.

S.D. File No. 138 of 1904

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that if further explanation of Mr. Wilkinson, who conducted the investigation, is considered necessary it has to be obtained from him thro' the Dt. Magte, Kadur Dt. where he is now doing duty.

Submitted for orders. Please ask the Registrar ak 28/10/04 to Chief Court to report very early the result of the investigation directed in this office no H 1031 of 21/1/02 reminder 30/10/04

Draft submitted for approval 31/10/04

ak 31.11.04 Draft approved 31/10 2-11-1904

5 To the Registrar of the Chief Court No H 2542 of 3-11-04 Requesting a report on the result of the investigation directed in this No H 1031 of 21-2-02. 2/11/04

6 From the Registrar Chief Court No 2562/144 of 5-11-04

Serial No.

Forwards copy of docket-
No 2145/14-7-02 from the Supdt of
Police Bangalore stating that the
best efforts of the city Police to
trace the offenders have proved
futile & that the case remains
undetected and adds that
the result appears to be solely
unsatisfactory & relieves the responsibility for
loss being apparently —

Recorded for orders

11/11/04 The Registrar's letter may be
recorded with the observation that it is
highly discreditable to the Police to have
failed to detect this daring theft of the
cash chest deposited in the Dt Treasury
which is so well guarded.

General and Revenue Secretariat.

S.J. File No. 138 of 1904.

Serial No.

Please ask the Dy Comr. to submit all the original records Connected with the Case viz including (1) Police proceedings (2) Proceedings before the magistrate (3) the District Jry records (4) the Munsiff Court records Recd 15/11/04

Draft submd. to Secy recd 17/11/04

Draft passed 18-11-1904

To the Dy Commr. Bangalore Dt.

No. H 3146 dt the 23-11-04

Requests the Dy Comm to submit the original records of the case including the Police Proceedings, Proceedings before the magistrate, the Dt. Jry Records & the Munsiff's court records.

From the Dy. Commissioner - Bangalore District

No. S 678 of 15th February 1905

Submits the original records connected with the case, the Police proceedings are called for.

Submd. 18/2/05

The Memo of the Asst. Supdt of Police of 28-8-02 gives the history of the case and the records now submitted do not furnish any additional information

In his letter of the 6th January 1902 the District

Serial No.

Treasury officer promised that he would make requisite Enquiry of the Treasury Board about the missing cash chest and report - There are no separate proceedings related to this Enquiry in the records now received; but the Statements of the men that composed the Board will be found in the Chief Inspectors' Confidential Memo of 6-2-02

Submitted
BK 0000 202
16/2/05

I want to know what orders, if any, were issued from time to time by Government in reference to note under art 2 of the Civil Account Code, and the standing orders on the subject: also the circulars issued by the Comptroller for the maintenance of a register for the purpose &c. The office will please obtain and put up the orders & circulars.

22.2.05

Jale 17 of 1903-4 on the above subject ref... See Para 4 marked Sealed for orders

22/2/05 0000

25

In this case the Police Investigation into the missing cash chest of the Principal Municipal Court has proved unsatisfactory. The Procedure laid down in Comptroller's Cir

General and Revenue
Secretariat.

-cular No. 1667 dated the 27 July 1886 and
subsequently modified vide Cir. No. 2032 dated
Rev 14
the 12th December 1903 and the instructions
given in note 1 under art 2 of the Circular
-cumst have not apparently been observed
& reported by the Chief Commr not even the
responsibility for the loss has been ascertained
or fixed. At this stage when the question
has assumed a legal aspect it is for the
Judicial Branch to give any instructions
as to what further action should be taken
for the detection of the missing cr
mbd Rs from
for adjn
Consultation with branch III. 27-2
if reqd 6

To Branch III for record pse
done as per Mgt Secy's order

27/2/05
Sd/- L. Mc Reed

Submd for order
SH
28/2/05
When the Police Suptd Nalg
Dist all possible Refs have been
taken but with no result

detective action can now be usefully ordered in the Judicial Branch? There are no legal questions to be decided, so far as I am aware.

The Dy Com^r may be asked once more to state specifically on what the responsibility for the loss rests. This question cannot be evaded, & must be decided one way or the other. Put up a draft accordingly, adding that the Govt is discreditable to those responsible for the investigation & then transfer to Fin^l Br.

28-10-05

A draft order as directed above is put up and the file transferred to the Financial Branch

SN 1/20/05

Draft noted below

21

2-3-05

Draft submitted to the Dewan Sahib

To the Sh. Bangalore Dt, Registrar Chief Court, 3-3-05

Compln. & Dy. of Police - No: 6266-9 Fin. Dt. 23.3.05.

Records with the observation that the result of the investigation is not creditable to those responsible & requests the Sh. Dt to report thro' the D.G. of Police on whom the responsibility for the loss rests.

From the Inspector General of Police in Mysore
No 4687/503 D/7-3-06.

Forwarded to report No 647 D/Thu 19.2.06
from the D/Commr Bangalore to
stating that the responsibility
for the loss of the chest must
divide between the three Treasury
Officers and the Municipality
Subordinate for orders Vide my
D/3/06
21-3-06
my Submitted to the Diwan
09 Saheb
22.3.06 22-3-1906
1108 21-3-06

The Police Officers should
be unofficially consulted
in this matter

1. Rev Court
2. Commissioner
3. Chief Court.

Whether the value of the box
& its contents?

23.III.06

Forwarded to the Rev: Secretary for favour of
opinion
26.3.1906 Secretary
21-3-06 Inspr Gen. of Police

P.J. File No. 138 of 1905/06

in the new Lakenby here in his letter
No 647 of 19 Feb 06 - The Reamer
carby Offr & the Inmost are blameworthy
in a serious neglect of duty specific
instructions presented after similar
previous lapse - Of course they cannot
be mulcted in the full value of the contents
of the missing box - but they are depart-
mentally punishable for neglect
of duty. (The Reamer is reported to be
dead. The incident is 4 years old).
It may be desirable to modify
the Comptroller's circulars on the subject
so as to prescribe special precautions
when the contents of the Amst Chest
are valuable beyond a certain limit,
or in respect of the valuables alone
as apart from other articles of less
intrinsic values - T Rhondda Rees
Rec'd 8 April 06

Forwarded to the Comptroller,
for favour of
[illegible]
5.4.1906 Secretary
Gen & Rec Dept.

173 216-4-06. [illegible] 6/4/06

I am afraid I can not allow the

Treasury Staff be made responsible in any way without some more tangible Evidence against them. As far as I understand from a perusal of the papers in the case, no acknowledgment was given by any body in the Treasury of the receipt of the box. The only statement that is quoted against the Treasury is ~~that~~ the statement in the last paragraph of the Advocate's letter of 6th January 1902 that the chest was usually kept outside the Treasury Cash Chamber in the immediate Custody of the Barrack department.

But that ~~does~~ statement does not carry with it the presumption that the box was never acknowledged. In any case, a Court officer like the Nazir ought to know the value of an acknowledgment and it passes one's comprehension why no acknowledgment was ~~demanded~~ insisted upon on behalf of the Court if it was the custom not to give it.

Then there is the positive state-

ment of Mr Ahamad ali that on
day in question, the treasury office
& the treasurer were in the Dur
Surry till late hours and none of
them had any knowledge that the
box was brought into the Treasury
In the above circumstances, I fin
it hard to accept any responsibil
on behalf of the Treasury staff. It
~~corrobors~~ It seems to me clear
that in this case, as in many oth
too much was left to subordinat
employés of the court and the trea
& these subordinate employés ha
a collusion among themselves
managed to spirit away the cash
chest without impunity. It was c
being the primary duty of the
Court Nazir here that acknowl
ment was given in the proper f
for the deposit of the chest in th
treasury, and this duty not having
been performed properly - it is dif
ult to decide whether the highe
officers in the treasury were know
ing of evading this obligation by
- proper receipt for the deposit

I next come to the question of a change in the rules suggested by the First Councillor.

I understand that it is a regular practice here for every Court to send its Cash chest to the Treasury almost every day after the close of business. I do not see any reason why this should be found necessary. Every head of office is allowed to keep some cash in hand for contingent expenses but it is not necessary to send the cash to the Treasury. In the case of Law Courts, the Nazir's permanent advance is fixed with reference to the amount of money he is expected to hold at any time and there is no reason why a different procedure should be followed in this case from what is usual in the case of every other disbursement of Government funds.

There maybe some cases in which moneys pay in money just at the close of the day but chances of such late receipts are minimised if the late decision to keep the Treasu

open till a late hour and as that
kept in the treasury or in the cus
the Nazir is responsible for the
correctness of the contents of the
chest - ~~each~~ much is not gained b
sending the chest to the treasury
every day.

Then again, assuming that
there is sufficient justification f
depositing the chest in the treasury
I do not see why the jewels a
other valuables should ~~be~~ have be
put in a chest that was being car
to and fro every day. Ordinary pr
~~the~~ prudence requires that jewe
which are likely to remain for
some time in the possession of t
court should have been put in a
separately box and lodged in the
treasury under special orders u
rule 2 to art 2 of the C.A. Code.

On the whole, therefore, I would
suggest any alteration in the Circ
now in force without knowing t
views of the Govt on the above
points.

deposited seems to show that the Treasury Officials cannot be exonerated altogether from responsibility. The Police Supt's Memo. of 28 Aug. 1902 also says that the Court Peon took back a receipt book as a voucher for delivery of the box. As the Rev. Commr has recorded, the Supt etc cannot be held responsible only for not having carried out the Rules proper

The matter of arranging that valuable articles shd be kept in a different box is under correspondence with the Comptroller.

There is no exact information about the Contents and value. A report will be called for.

6 Apr 1906 H Mackenzie

forwarded with the
opinion of the vacation Judge
Asst. Lt.
7.4.6 Regr

Submit for orders
7/4/06 The report referred to in the last
para of the Vacation Judge's note may be

The report promised by the Vacation Judge of the Chief Court has not been received in this Branch as yet. Keep the file here again in Sept. to the Registrar of the Chief Court

Forwarded to the Registrar Chief Court for favour of furnishing the information about the Contents & Value, referred to in the last para of the Vacation Judge's note of 26th April 1906 Supra.

B.O.

for Secy

30.706

The Principal Draughtsman, Bangalore reports that, according to the statement of the official who was doing duty as Nazir at the time, the box contained Rs 240. 2.

balance on hand on the 4th January 1902 besides some gold and silver jewels, certain documents and sundry bonds furnished by the Court Nazir the Central Nazir and a few process fees curtailed Key de.

He further adds that no body seems to have claimed as yet the money & the jewels &c that were lost with the bo

Key attached returned

31-7-6 Regr Chief Ct.

Resubmitted -

The Muffl: Simon of the Rev: Com the Comptr: & the Chief: Court has been record in her orders of the 23rd March ~~of the exact value of the box or of its contents~~ remain still unknown. ~~have not been ascertained~~ -

2) The main points at issue are,

a) who are to be held responsible, &

b) whether the Comptr's circular orders require re ficat

re sybount & the Rev: Court holds that the treasu the Treasury Officer, & the Munsiff should be departmentally punished- the Comptroller thinks that Nazir alone (Sic) to be blamed, & the Vacation Judge has proved that the treasury &

ee Treasurer + the Transiff must be departmentally furnished.

Regarding the modification of rules suggested by the first Comptr, the Comptr. awaits the orders of Govt.

K.S
21.12.06

Where are the 3 files recd with the Dy Comm.rs' letter of 15/2/05?
I do not see them in this file.
Recd 9/8/06

submitted.

All ~~Circulars~~ that was sent to the Bhf: Board: as received back therefrom. That office does not retain any of this office papers. nor has any part of this file been retained

U.S.
21/8/06.

Since traced to Bangalore.

21/8 o the AG. of the Bangalore St., No. H: 4731 of the 21.12.06.

Calls for the above papers.

from the AG. of the Bangalore St. No: 5399 9.1.07.

Forwards them -

Submitted for orders.

General and Revenue Secretariat.

Serial No.

It should be better for the disposal of this c
to ascertain how the matter of arrang
that Value able articles should be kept
a separate box in the Treasury Consultation with the
Comptr - referred to by Mr. Justice Manjun
in his note of the 26th April 06 - has been
disposed of - This is one of the point
referred to by the Finl Councillor as Re
Commissioner - The file has therefore
be forwarded to the Registrar Chief Com
unofficially for favour of furnishing
the information - Also - c
Please put up a draft asking the Dy
Comm. whether since the issue of the
Comptr's circular of 1903 the Cash chests
Civil courts and other departments are being
locked in the Strong room of the Treasury and pay
registers are also maintained to record
receipts and delivery of these chests

18.
14.I.07

Draft Submitted.
Hero
16.1.07

Issue 18
16/1.

Forwarded to the Registrar for favour of
intimating if any arrangement has been
arrived at in consultation with the Comptroller

in regard to the safe custody of boxes containing Valuables belonging to Civil Courts - Vide Vacation Judges noted 26th April 06.

B O.

B Veeranna Gowda
For Secretary.
16.I.07.

Yes - Please see Govt Notification No: J 225 (P) 202-05-6. Dated 25th July 1906 altering Rule 8 of the Rules relating to the custody of attached Movables.

Let Copy be returned
Reg. Chief Ct.

Re-submitted with Cts: 202-5. The Dy Comm's report is awaited
K.S.
23.1.07.

23/1

To the Dy Comr, Bangalore
No. H. 5574 & 18-1-07

Enquires whether since the issue of the Comptrollers circular No. 203 Acc. & 12.12.03 the cash chests of civil courts & other depts are being lodged in the strong room of the treasy & proper registers maintained & record the receipt & deliveries of these chests

General and Revenue Secretariat.

GbF File No. 138 of 1904

Serial No.

From the Dy. Comr, Bangalore
No: 169 of the 12-4-07,

States that the Circular issued on this behalf by the Comptroller is being Strictly observed. Govt. order of 25-7-06, and the circular have insured the required modification in the Submitted. and the only point for orders K.S. in this case is as to who 17-4-07. is responsible for the loss of the Cash chest, and what departmental punish-ment should be meted out to the persons or person for neglect of duty—

The contents of the chest as reported by the Principal Munsiff were Rs 240-2-0 in Specie and some gold & silver jewels (whose value is not stated) and a few documents and Surety bonds.

It is also reported that no body seemed to know the money or the jewels lost with the box till the end of July 1906—.

Opinions differ as to the share of the responsibility to be thrown upon the Treasury Staff, the Treasurer and the Dy Comrs on the one hand, and the Naziz on the and the Munsiff on the other—

The then Treasurer is now dead, the Dy Comrs

Mr. Ahmed Ali is now cited, as also the item ~~Principle~~ Principal Munsiff Mr. S. Varadaja Iyengar -

Whatever the opinion of Govt. may be regarding the extent of the responsibility for the loss of the chest, the Nazir and the Munsiff cannot be absolved of neglect of duty in any view of the case, and on this point there has been a consensus of opinion -

Submitted hereby this for Th.

18.4.07

The file will have been placed before the Committee vide 1st cir noted 1-5-06 in Cmte file 202/5-6.

Subd.

19/4/07

I do not know on what points the Judicial Branch has to note, c

Please put up a draft stating the facts briefly, alluding to the ~~facts~~ recent modifications in the rules, commenting on the working care ~~that~~ on the part of the different officers concerned, & winding up with an expressing displeasure on the part of the Govt at the inattention to rules displayed

Re Sub-a (Vide secy's orders on minute note)

SN
25/5/07. Have slightly altered the draft - submit to Secy

Sub-a II).

Submitted with a fair draft

K.S. 22/5/07

MK Nicholl 23/5/07 J.D. 10.

The Draft may be approved - [but the "displeasure" is inconsequential.]

To the Comptroller

" Registrar, Chief Court

" Revenue Commissioner

" Deputy Comr, Bangalore District

" D. G. of Police

No: H 547-51 dated 6th August 1907

Expresses the displeasure of Govt in regard to the inattention to the rules displayed by the Officers Concerned, and invites the attention of Treasury Officers and Judges to the Comptroller's circulars ~~No 2222 &~~ 27.7.1886 and 12th December 1903 and to Notification No: J 225-Cts 202-05-6 dated 25th July 1906 in regard to the Custody of Cash Chests and attached movables.

Deputy Commissioners Office

Dated Bangalore 17th January 1902

From

M. S. Narayana Rao Esquire

Deputy Commissioner

Bangalore District

To

A. Viranpundayya Esquire

Secretary to the Governmen

of Mysore Revenue and

General Departments.

Sir.

I have the honor to submit,

herewith, a copy of report dated the

4th instant from the Treasury Office

this District on the subject of a

missing Cash Chest belonging to the

Principal Munsiff's Court. The

Police are investigating the case.

I have the honor to be

Sir

Your most obedient servant.

M. Narayan Rao

Deputy Commissioner

Send Copy to the
Registrar Ch. Court
for information &
investn & then sub-
mit to the Dewan

21/1/1902

Draft subd
21/1/02

Copy sent to the
Registrar, Ch Court

Submitted to
the Dewan
21/1/02

3313
Submitted report
with a view
has elapsed -
Newspaper and
certain persons
more quickly
wanted

The Secretary to the
Board of Inspection
Mer. & Gen. Ag.

Dated 17th
Despatched 18th } January 19
Received

General No.
No. 512

Enclosure No. one

Submitting a copy
of report received from
the Treasury, Officer of
the Bangalore Division
about a missing Cash
Chest in keeping to the
Principal Presidency
Court of Bangalore

Rec'd 20/1

Submitted to
the Secretary
21/1/02

Draft as per [illegible]

No. Jl. 1031 D 21-1

To

Sri

The Registrar,
Chief Court

Has the honor to
forward herewith f
information and n
-vestigation a copy o
letter dated 6th instan
from the Dist. Treasu
Officer, Bangalore, t
the Deputy Commissio
Bangalore, received u
letter No. 812 D dated
17th January 1902 from
the latter, on the subj
of a missing Cash Ch
belonging to the Princ
Munsiff's Court Banga

Draft to be ordered

F. 7 138 of 02 Secy

Sl 3.6

The Dy: commissioner

Bangalore dt.

Fl 1047 d 28/1/02

To:

The Dy: Commrs letter re
2 dated 17th Januar
2 submitting copy of
report received from t
Army Officer of the
Bangalore Dt. on the d
el of a missing Cast
ect belonging to the
incipal Munsiff's
rt, Bangalore

eferring to the above
o the honor to observe
t, though more than a week has
elapsed, no fu
ur report has been
received
mitted due to regre

Therefore

therefore that the same
be sent up ~~as early as~~ without further
delay. Govt observe that in
~~no possible case~~ no work
in such matter should
go on more quickly.

By order

R

Verify
that no
report is
rec'd upto
date &
desp today

27/1/02

V
27/1/02
for Secretary

Cir/28/04-05 Urgent Diary No: 1051

1904-05 Sl: 4,

From
The Dy Commissioner
Bangalore Dt

To
The Secy to the Govt
of Mysore.
Revenue Dept.

Dated 10th
Despatched 11th Sept 04.

Received

General No.

S No. 202

Enclosure No.

Secy's reminder No. Sl 1034 of
23rd August 04.

States that on receipt of a
reply from the Asst Supdt
of Police the refe re missing
Cash chest of the Principal
Munsiff's Court Bangalore will be
replied to.

Bangalore District
Dy Commissioners Office
Bangalore 10th September 1904.

From,

D Devaraj MA Esqr
Dy Commissioner
Bangalore Dt

To,

B K Venkatavarada Iyengar Esqr
Sheristadar to the Court of my Sore.
Revenue Genl Depts.

Sir

With reference to your reminder No H 1054 dated the 23rd August 1904, re missing Cash Chest belonging to the Principal Munsiff's Court Bangalore, I have the honour to state that the expected report not being received from the Assistant Superintendent of Police, two urgent reminders have been addressed

Government reference

will be replied to on receipt of the reply

from the Assistant Superintendent of

Police

I have the honour to be,

Your most obedient Servant,

[signature]

From

The Dy Commissioner
Bangalore Dt

To

The Secy to the Govt
of my Dept
Revenue Cantt Depts

Dated 4th
Despatched 5th } Octr 04

Received

General No.

S. No. 281

Enclosure No. One

This office No S 202 of 10th Sept 04

State's that no progress has
been made in the investigation
of the case re missing cash chest
of the Principal Munsiff's Court
Bangalore. and that there is no pros-
pect of its being traced

Bangalore Dt
Dy Commissioners Office
Bangalore 4th October 1904.

From

D. Devaraj Urs Esq
Dy Commissioner
Bangalore Dr

To,

B K Venkatavarada Iyengar Esq
Sheristadar to the Court of My Sons
Rev and Cust Depts.

Sir,

Referring to this Office letter No S 202 dated 10th September 1904, re missing Cash Chest belonging to the Principal Munsiff's Court, Bangalore, I have the honor to state that no progress has been made in the investigation of the Case. and there

seems to be no prospect of its being traced out, as the [illegible] of Police says he is sure, to submit a report.

The copy of a detailed memo giving the full history of the case, received from the Assistant Superintendent of Police is enclosed for reference

I have the honour to be,

Sir Your most obedient Servant,

for Dy Commissioner

On the 6th January 1902
information was received
the City Inspector from one Dobbs
a clerk (Stamped acct) of the Bankruptcy
Office to the effect that
a cash box of the Principal
Bankruptcy Court was missing
the City Treasury room, where
was deposited for safe custody
On receipt of this information
City Insp. Mr Wilkinson repaired
to the spot immediately & ascertained
the following particulars.

2) On Saturday the 4th
January 02 the Registrar of the
Principal Bankruptcy Court
locked the cash book in
question and after sealing
it sent it as usual by Boy

[illegible] took the box to the
[illegible] and brought it to me
[illegible] Receipt book as a voucher
[illegible] having delivered it to the
[illegible] Magor kept in his possession
[illegible] Monday the 6th January
[illegible] he left Dalwyth driving
[illegible] the Receipt book to the
[illegible] for the box but the
Dalwyth returned with the
[illegible] that the box was
[illegible] for Fleming. Here upon
search was made for the
[illegible] box in the Treasury Room
[illegible] which result

The investigation then
[illegible] was handed by Chief
[illegible] Inspector Burke subsequently
[illegible] City Inspector Wilkinson
took the matter in hand. In
the course of investigation
[illegible] obtained the official Post
[illegible] Office Report the information
[illegible] strongly suspected of the

Jewellers which was one of the
articles that had been kept
in the stolen cash box was traced
to his possession. His house
was therefore in the course of
the investigation & with the
concurrence of the Chief Inspector
(from whom the details of the investi-
gation were from time to time
received by the City Inspector
in person received by the Supt
on the 16th Feb 1902. under le
16 & C.P.A in the presence of a
pawnbroker & a gold bracelet
necklace (Jewels) & four
other ornaments were seized
as it was suspected that the
former part of the stolen
property.

4 A Manager was
drawn up on the spot & the
Signature of the articles were a
correspondence with C.P.6 reports

to the city Inspectors. The
above articles together with
the four pounds were
shown to the Magistrate at the
Guildhall Court. He asserted
upon that the pieces of the
seals was the identical
one that had been left in
the Cash box & that he was
almost certain that Journals
was in every detail identical
with the one lost except that
when left was kept in the Cash
box it had 5 Sovereigns (Skeins)
& it was [illegible] only 4 & some ma
Spanish Sovereigns having been cut off
so this identification was so far
satisfactory Sibbaranna was
arrested on 17. 2. 02 at 7.30 P.M.
the arrest was reported to
C.I. Magt as required by the C.P.
On the 18th Feb/02 he was
charged by the City Police under
the instructions of the Magistrate

before the Auditors L. W. Class, in
Sampsone Inlay with an application
for an account to direct Custos
Lot 70 days as there was every like
of the entire property being recover
and the Right released him on bail
a few minutes prior to this an
application to release the accu
which was made to the Dr. 2 Inq
refused. The Auditor Inquiry ord
being contrary to the Law Autrefois
the Ot-Right was applied to to set
aside Reference to the Proceedin
in the subject is requested from us
it will be seen that while holdi
that the Inlay Rights over wrecks
warranted by Law the Dr Inq
decided that nothing further ne
be done in the matter

5th The Properties Enquiry
in the search of the Claimants
whose were placed for order
before the Lt Inquiry who direct
the retention of such of the Ca

as related to the Cause of the
return of the others to Lobamba
the order was complied with.
on the Journals returned by the
Asst. Com. for the investigation
in Gregory's case on 17.3.02 the
City Asst. requested to be invited
if the Petitioner at his order No.
134 dated the 6th December
to furnish the Journals of his
work. This was done & on 13/3
the City Asst. directed the City Insp.
to inform him as to whether or not
he required the necklace which
was returned. In his reply No. 828
of 20.3.02 the Insp. reported
the investigation had not yet been
completed & requested the reduction
of the guard. Till this was done
then a final report would be
submitted.

7. The Asst. Secretary
in his No. 2154 of 20-3-02

the Respondent [illegible] by him in
Court subsequent to the signing
of the articles & to forward an
Statement recorded by him as
the ownership of the properties
seized. In reply to the City Sup
in his Rpt 839 of 22.3.02 Stat
that the articles in question ha
shown to the complainant (Mag
& his Statement recorded in respe
to their identification; that fr
the records of the Municipality it
would appear that the Jam
was the property of one Hagan fr
of the lawful purchase was attached
some years previous to a cer
court; that as Horsa Bogee was
absconded from his village his pro
got them could not be secure
in order to satisfy himself
(Insp) as to the identification
of the jewels; that until the
man was examined it was ne
necessary to detain the Jew

that copy of the certificate (Exhibit
"B") was forwarded for
perusal. The City Inspector then
called for the Kowloon
(search lists) which also were
forwarded. On 22.4.02 the
Inspector intimated to the Petitioner
that as some time had elapsed
& nothing had been done to
establish the identity of
the necklace it would be returned
to petitioner at the end of that
month (April) if by that time
nothing claimed it. In his report
of 30-4-02 the City Inspector
submitted that he had addressed
the Relevant Police & Kowloon Police
Inspectors as to the whereabouts
of Rasa Boyee but without any
result that he had that day
sent a reminder to Kowloon
Insp & that he would now pass
any orders it deems fit with

The jewel in Subbannah. W
reference to his Record of
City Police. The Magistrate in his or
dated 29th of 1.5.02 allowed the
upto the 15th of August by
which he stated the Jewel
will be returned to Subbam
provided it was not claim
by anybody else in the mean
Magistrate subsequently learne
& being aware the Gomasta S
that the it was not the one
belonged to him & which w
attached by the Civil Court.
this being intimated to the
Magistrate he directed the Returne
of the Jewel to the petitio

The above are the
of the case. There is no
from the Order in question
the details of which from
to time registered to the Dy/g
by City Police in person. I
[illegible]

File No. 150-0

Serial No. 5

No. H 2542

66 Fin 138-04-5

General and Revenue Secretariat

( )

Dated the 3rd Nov 1904

Date of issue —do—

Signed by Mr. M.N. Krishnadas

To

The Registrar 8th Chief Court

of Mysore

Sir,

I am directed to requ~~s~~ the favr of an early report on the resul of the investigation directed in this Office No. H 10318 the 21st February 1902 in the matter of a ~~missing~~ cash chest belonging to the Principal Munsiffs' Court at Bangalore having disappeared ~~I~~ have to

2.11.1904

V.A.Raja Ratna Mudaliar Esquire,

Registrar of the Chief Court of Mysor

B.K.Venkatavaradaiengar Esquire,

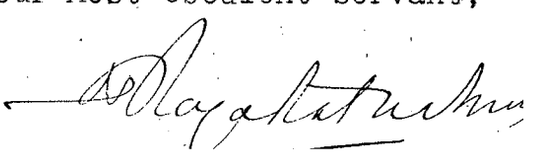
Sevretary to Government, Gl. & Rev. De

With reference to your letter No.Fl 254 Gl Fin 138-04-5 dated the 3rd Instant in re the disapp ance from the Bangalore District Treasury of a cash ch belonging to the Principal Munsiff's Court, Bangalore, am directed to forward copy of docket No.21 dated the July 1902 from the Superintendent of Police, Bangalore

2. Iam to add that the result appears to b extremely unsatisfactory not even the responsibility f loss being apparently ascertained or fixe

I have the honor to be,

Your Most Obedient Servant;



C.Haudin Esquire,

Superintendent of Police,

Bangalore.

V.A.Rajaratna Mudaliar Esquire,

Registrar, Chief Court of Mysore.

Dated 14th July 1902.

General No.21.

In reply to his No.211/136 of 11-7-02 has the ~~H~~ honor to state that the best efforts of the City Polic to trace the offenders have proved futile and that the case remains undetected.

S.? File No. ~~3892~~
Serial No.

Diary No. of letter replied to

No. Jl 3146
Gl Ju 13804-7

General and Rev. Secretariat

To
The Dy Commr
of the Bangalore

Date of issue do

Signed by Mr MH Krishna
Dsw

His letter No. 281 Dy
4 October 1902. Statin
that no progress has
been made in the inve
gation of the case re
disappearance of the Cash Ches
of the Principal Accou
Court, Bangalore, and
that there is no prosp
of the culprit being traced.

With reference t
the above he has been
requested that he
by return the pro

all the original record
Connected with the
Business each client
including (1) Policies
Proceedings (2) Proceed
before the Magistrate
(3) Medical Treatment
records & (4) the Income
Court records.

Byrnes

10.11

Seal

Notary Public

J. Misc. no 63. 47 D. 329

11 numbers 1904-05

From 16/2/05

The Deputy Commissioner
Bangalore District

To

The Secretary to Govt. of Mysore
Genl & Rev: Depts

Dated 15 February 1905

Despatched

Received

General No.
J. No. 678

Enclosure No. 3 file,

Secrys no H 3146
Cl 7 138-04-7 of
23.2.11-04.

Forwards records connected with the missing Cash Chest of the Principal Munsiff's Court Bangalore

From

D. Devaraja Mudaliyar Esqre

Deputy Commissioner

To

B.K. Venkatavaradarajan Esqr

Secretary to the Govt of Pondicherry

General & Revenue Department

Sir,

With reference to your No. 3146 (7.138-04) dated 23rd November 1904 calling for the original records connected with the missing cash chest of the Principal Munsiffs' Court, I have the honour to submit, herewith, the following records:—

(1) Police Proceedings.

(2) Proceedings before the City Magistrate

(3) Papers received from the Principal Munsiffs' Court.

The District Treasury Officer has replied to say that there are no records connected with the subject.

I beg to inform you that
Cash Chest belonging to the
incipal Municipo alleged to have
en kept in the Treasury Chamber
Saturday evening is not forth-
coming today, When the Municipo
al Official Came in Search of it,
remained in the Office till 7.30 P.M.
that day, and the Treasurer left
Treasury a little after 5.30 P.M.
y body of the Municipo Council
ought to pay notice that a Chief

who saw Tall [illegible] Forward
as usual. She Steward says he
he knows nothing about the Affair

Today at 11 A.M, I see one
one Officer standing at the Screen
who ignorant all knowledge of the
Theft in question. I shall, however
send for the Clerk and Officer in
Concerned, and will enquire into
Case fully and report the matter
in due course. The Theft is usual
left Outside the Screen [illegible]

READ.—

Correspondence rela
the letter No: S.678 dated
6 February 1905 from the Dep
missioner of Bangalore Desti
warding the records connect
the the Missing Cash chest

ORDER THEREON.—No.

Principal Munsiff's Co
ngalore

Order thereon. No. Jl 626
El Fri 13.

Recorded with

of the investigation
f the result is not creditab
o those responsible for ~~the in~~ it
~~vestigation of the case~~. The
Procedure laid down in the Cryptic
ircular No. 1667 dated the 27th Ju
886 as modified in Cir: No. 20
ated the 12th Dec 1903 and the
istructions given in note 1 und
rticle 2 of the Civil Account
ode have not apparently bee
bserved.

2. The Dy Comr of the Bangalore
s requested to ~~state~~ report apart Specifically
n whom the responsibility for the
oss of the Cash Chest rests. This
uestion cannot be evaded
nd must be decided one way
r the other.

This has been left
Genl of Police

Sl (12)

Gl Finance 138-04

1905-06.

D. 3676

From,

The Inspector General of Police

in Mysore.

To,

The Secretary to the Govt. of

H. H. the Maharaja of Mysore,

Genl: & Rev: Departments.

Dated. 7'

Despatched., March 1906

Received.

General No: 4557

No: 503

Enclosure No:1

Re the loss of Cash Chest of the Principal Munsiff's Court, Bangalore.

The Dy. Commissioner
Bangalore Distt.

To
The Secy. to the Govt. of My
Gen. & Rev. Depts
thro. Insp. Genl. of Police
Mysore.

Dated 19

Despatched 20. Feby. 1906.

Received

General No.
No. 647

Enclosure No.

Govt. order No. DC 6266-
A 138
& 23. 3. 04

Reports on whom th
esponsibility for the l
of the cash chest of th
rincipal Munsiffs Cour
rest.

Office of the Deputy Commissioner,

Bangalore District.

Dated, Bangalore , 19th February 1906.

From,

D. Devaraj Urs, Esquire,

Deputy Commissioner,

Bangalore District.

To,

B.K.Venkata Varada Iyengar, Esquire,

Secy.to the Govt.of H.H.the Maharaja of Mysore.

General and Revenue Departments.

Through,

F.E.C.Carr, Esquire,

Inspector General of Police in Mysore, Bangalore.

Sir,

With reference to Government Order No.Fl.6266-9/S.& A 38-04 dated 23rd March 1904, requesting me to report on whom the responsibility for the loss of the cash chest of the Principal Munsiff's Court rests, I have the honor to state as follows :-

The Police attempts to trace the culprit or the property lost have failed. The point therefore to be now discussed and decided is who were the officers responsible for the safety of the cash chest.

2.. What are the duties of each as prescribed by Government and how far any of them has failed in his duties resulting in the loss of cash chest.

In the present instance the Nazir, as the head Ministerial Officer of the court was in custody of the court cash box- presumably under the supervision of the Munsiff, He is responsible for the cash therein and custody thereof till the chest is properly delivered to the charge of the Treasury Officer and a receipt obtained from him in that behalf. The next person responsible for its custody after it passes from the Nazir's hands is the Treasurer under the direct supervision of the Trea-

-sury

-sury Officer. But if the Treasury is closed at the time the ches is sent from the court till the opening of the Treasury on the - next day, the Havaldar is the responsible Officer to receive the - box.

Comptroller's Circular No.1667 dated 27th July 1886, as modi- -fied by Circular No.2032-14 dated 12th December 1903, lays down - the procedure in re the custody of court cash chests in District and Taluk Treasuries. It is said in para 2 that when the cash -- chest is sent for safe custody before the hour for closing the -- Treasury it should be lodged in the Treasury room, the Treasury Officer granting an acknowledgement in a book to be kept for the purpose and which will be produced with the Munsiff's acknowledge -ment at the Treasury when the chest is required by the Munsiff.

This requires (i) that the chest is to be placed inside the ---- Treasury if it is received before the Treasury is closed (ii) tha the Treasury Officer should acknowledge the receipt in a book and (iii) when the chest is required back the book must be produced - with the Munsiff's acknowledgement. It is only i & ii that are to be considered in connection with this case.

7. It is admitted on all sides that the chests were being kept only outside the railings even if received during the hours of -- transaction. It may be safely presumed that at the time of this - mishap both the Treasury Officer and the Treasurer were aware of this. That the latter intentionally and wilfully continued this practice ---- becomes evident from a memo purporting to have been issued by him to the courts under date 21st May 1900 to the effect that the --- boxes should be sent to the custody of the Bar Sepoys before ~~1/1/~~ 4-30 P.M. This completely does away with No.ii instruction speci- -fied above. The condition requisite that the receipt should be acknowledged by the Treasury Officer in a book kept for the pur- -pose is absolutely ~~multified~~ nullified. In fact the non-observance of this all important instructions may be said to be the chief reason of the mishap. In the case under consideration, as both the parties were that the chest was brought to the Treasury before its clos .f the above instruction had been duly observed there would have been no possibility ofthe chest missing. What was actually being

done is the box and a receipt book- more a ticket than a recei
book as no acknowledgements were being done therein- were beir
interchanged.

8. As there were no acknowledgements on either side for chec
or verification and as the Treasury Officer and the Munsiff di
not take the trouble to satisfy themselves that the rules were
properly observed, there was so much room for all this. The ir
-ponsible and ignorant sepoys were entrusted with the receipt
delivery of boxes. Even on their side there was no proper entr
of ~~their~~ either receipt or delivery which should have been the main c
of so much discrepancy between the statements of the sepoys on
duty that day.

9. Therefore the responsibility for the loss must rest on th
who neglected to observe the instructions. And they may be ta
to be the Treasury Officer, the Treasurer and the Munsiff. Th
Treasurer is now dead. Thus the responsibility must divide --
between the Treasury Officer and the Munsiff. If either had -
insisted upon the due observance, the loss could and would have
been avoided.

No. H 473,

General and Revenue Secretariat

( )

, the 21st Dec 1906

Date of issue do

Signed by W Mc Knight

To

The 21st Dec

The Deputy Commr

the Bangalore.

Has the honor to request

him to be so good as

to forward for reference

herewith all the papers

to with this office

No: 7725 dated 12.5.05,

related to the municipal

chest of the Principal

Municipal Court Bangalore

B.

What papers

1. Police proceedings K.
2. Proceedings before the City Magt
3. Papers rec'd from the Municipal Municipal Court

N 4104/07

From
H. H. Starkey Esquire
Dy. Commissioner
Bangalore D.

To
K. S. Chandrasekhara Ayya
B. A. B. L.
Secy. to the Govt. of Mysore
Dated 8. Gen. Secy. Dept.

Despatched 9 January 1907

Received

General No.

No. 639

Enclosure No. 3 f. Coo.

With reference to his docket No. JC 4731/ GL. M 138.04 dated 21st December 1906, has the honor to forward herewith the marginally noted papers connected with the missing cash chest of the Bangalore Principal Munsiff's Court, as called for in the above.

138
S.7 File No.
Serial No.

Diary No. of letter replied to 2785

No 765574
8/8-1-07

General and Revenue Secretariat
(Rev Fin)
, *the* 18-1-1907

Date of issue do

Signed by W Swan Deputy

To The Deputy Commissi
Bangalore Dist

Sir,

I am directed to
invite your attention
to Comptroller's circu
no: 2032 dated the
12th Rec 14 December 1903 in
the matter of placing
the Cash Chests of Civi
Courts for safe custody
in the local treasurie
and to enquire whet
since the issue of the
circular the Cash ~~Co~~
Chests of civil Courts
and other departmen
are being lodged in

Strong room of the
Treasury and proper
Registers are also
maintained to record
receipt and delivery
those chests.

I have &c

PS
Secretary

H & 16.4 | 54699 Gen

190 6. 07

From W. H. Sparks Esquire
Deputy Commissioner
Bangalore District

To V. S. Chendrasekhar Iyer Esq. B.A.
Secretary to the Government of Mysore
General and Revenue Depts.

16
G. 138-04
G. 256-06
G. C. R.

Dated

Despatched 12th April 1907.

Received 15

General No.

S. No. 769

Enclosure No.

His No. ~~2C5514~~ of 18.1.07
G. 2138.05

Reports the proceedings
in the matter of placing
Cash chests of civil
courts for safe custody

No 769

"Bangalore District"
Bangalore 12th April 1907

From H. H. Sparkes Esquire
Deputy Commissioner
Bangalore District

To

V. S. Chendrasekhar Iyer Esquire B.A. B.L.
Secretary to the Government of Mysore
General and Revenue Departments

Sir,

With reference to your letter no
Fl 5514 / Gl Fm. 138-05 of the 18th January 1907, enquiring whether the cash chests of Civil Courts and other Departments are being lodged in the Strong room of the Treasury and proper registers maintained to record their receipt and delivery, I have the honor to State that in accordance with the Comptroller's circular no 2032/Ka 14 Dated 12th December 1903, the cash chests of the Civil Courts and other Departments when received to the Treasury for safe custody are after being duly entered in the Register maintained for

for the purpose deposited in the Str
room of this Treasury. Whenever the
-turn of Such sheets is applied for
note of the return is made in the Ke
and the initial or Signature of th
Officer concerned obtained.

I have the honor to be,
Sir,
Your most Obedient Servt

GENERAL AND REVENUE SECRETARIAT.

(*Continuation Sheet draft form.*)

Security bonds was sent
for Safe custody to the
Bangalore Dt. Treasury
between 3 and 4 P.M. on
Saturday the 4th January 19
but was found to be missing
on the 6th idem. It is
distinctly laid down in
para 2 of the Comptroller's
Circular No: 1667 of the 27th
July 1886 that when a cash chest
is sent to the Treasury for
Safe Custody before the hour
closing the treasury it shall
be lodged in the treasury room
the treasury officer granting an
acknowledgement in a book
kept for the purpose, which
should be produced at the
treasury with the acknowledge
of the Officer claiming the
chest when it is required ag
There seems however to have
been a practice in the Bangal
Dt. Treasury to keep such che
even when received before th
treasury was closed only outs
the railings of the Treasury
room and the rule about t

eept. of a chest being
cknowledged by the treasury
ficer in a book kept for the
rpose was absolutely nullified
y a memo: of the 21st May 1900
porting to have been issued
bank by the treasurer and
equiring that the boxes should
e sent to the custody of the
Bank Serjeants before 4.30 P.M.

Govt: observe that, in the
se under consideration, if
e Accountant & the Treasury Officer
ad strictly insisted upon the
ue observance of the procedure
aid down in the Bank's
Circular above referred to,
here would have been no possibility
f the chest missing. As both
e officers responsible for the loss
have since been retired from
vice, Govt: consider it sufficient
express their displeasure in regard
the inattention to rules displa
by them.

The attention of the Treasury
ficers & Judges should be drawn
the Bank's Circular
bove referred to, as modified
n Circular No: 2032 of the 12th
ec: 1903, and to R 14 Notification No:

GENERAL AND REVENUE SECRETARIAT.

(*Continuation Sheet draft form.*)

J 225 / Cts. 202-05-6 & the 25th July 1906 in regard to the Custody of Cash chests and attached moveables. Strict observance of the instructions contained therein should be insisted upon.

24/7/07
Secretary
Gl. Rev. Depts.

To the Comptroller
— Registrar, Chitoor
— Rev Board
— Board, Bangalore &
— Inspector-Genl. of Police in Mysore
with duplt.

8/25/07.